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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

BETTY DUKES, PATRICIA SURGESON, EDITH ARANA,  
DEBORAH GUNTER, and CHRISTINE KWAPNOSKI, on  
behalf of themselves and all others similarly situated,

Plaintiffs,

v.

WAL-MART STORES, INC.,

Defendant.

Case No. 01-cv-2252-CRB

STIPULATION OF CONSENT  
TO THE FILING OF THE  
FOURTH AMENDED  
COMPLAINT AND THE  
EXTENSION OF TIME FOR  
DEFENDANT WAL-MART  
STORES, INC. TO RESPOND  
TO COMPLAINT AND  
~~PROPOSED~~ ORDER

The undersigned counsel, on behalf of Betty Dukes, Patricia Surgeson, Edith Arana,  
Deborah Gunter, and Christine Kwapnoski ("Plaintiffs") and Defendant Wal-Mart Stores, Inc.  
("Wal-Mart"), hereby stipulate and agree as follows:

WHEREAS, Plaintiffs intend to file a Fourth Amended Complaint in the above-captioned  
case against Defendant Wal-Mart on October 27, 2011 before 11:00 AM PDT;

WHEREAS, Wal-Mart consents to Plaintiffs' filing of the Fourth Amended Complaint

STIPULATION OF EXTENSION OF TIME FOR DEFENDANT WAL-MART STORES,  
INC. AND [PROPOSED] ORDER, CASE NO. 01-CV-2252-CRB

1 pursuant to Federal Rule of Civil Procedure 15(a)(2);

2 WHEREAS, Wal-Mart's consent to the filing of the Fourth Amended Complaint shall not  
3 be construed as expressing agreement or disagreement with any factual allegation or legal theory  
4 set forth therein, such matters to be resolved in the appropriate course following the filing of the  
5 Fourth Amended Complaint;

6 WHEREAS, Plaintiffs and Wal-Mart have reached an agreement, pursuant to Civil L.R.  
7 6-1(a), to extend the time within which Wal-Mart must answer or otherwise respond to Plaintiffs'  
8 Fourth Amended Complaint and that a corresponding amount of additional time should be  
9 provided to Plaintiffs to address any motion by Wal-Mart regarding Plaintiffs' Fourth Amended  
10 Complaint;

11 WHEREAS, Plaintiffs and Wal-Mart further agree that to avoid potentially redundant  
12 motion practice, briefing, or responsive pleadings, any motion challenging the Fourth Amended  
13 Complaint should be resolved by the Court prior to the filing of an Answer by Wal-Mart;

14 WHEREAS, this extension will not alter the date of any event or any deadline already  
15 fixed by the Court;

16 THEREFORE, Plaintiffs and Wal-Mart stipulate and agree as follows:

17 1. Plaintiffs may file the Fourth Amended Complaint on October 27, 2011, pursuant  
18 to Rule 15(a)(2);

19 2. The deadline by which Wal-Mart must answer or otherwise respond to Plaintiffs'  
20 Fourth Amended Complaint is extended to January 6, 2012;

21 3. Should Wal-Mart move against the Fourth Amended Complaint within the time  
22 period specified in paragraph 2, an opposition to any such motion shall be filed no later than  
23 March 16, 2012, and a reply, if one is to be filed, shall be filed no later than April 13, 2012;

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4. Should Wal-Mart move against the Fourth Amended Complaint, any answer to that Fourth Amended Complaint shall be filed within thirty (30) days following the entry of an order resolving Wal-Mart's motion.

IT IS SO STIPULATED.

Dated: October 26, 2011

By: /s/ Brad Seligman

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**I, Theodore J. Boutrous, Jr., attest that  
concurrence in the filing of this document  
has been obtained from the other signatory.**

PURSUANT TO STIPULATION, IT IS SO ORDERED

DATE: October 28, 2011

